

SENATE BILL 2227

By Southerland

AN ACT to amend Tennessee Code Annotated, Title 4 and  
Title 12, Chapter 2, relative to the disposal of  
state-owned property.

BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF TENNESSEE:

SECTION 1. Tennessee Code Annotated, Section 12-2-112(a)(3), is amended by  
deleting the following language:

As used in this subdivision (a)(3), "public auction" may include, without limitation,  
Internet auctions and in-person auctions so long as such auctions are open for  
participation by the public at large.

and substituting instead the following:

As used in this subdivision (a)(3), "public auction" may include, without limitation,  
Internet auctions and in-person auctions; provided, that such in-person auctions shall be  
open for participation by the public at large and conducted by an auctioneer licensed by  
the Tennessee auctioneer commission.

SECTION 2. Tennessee Code Annotated, Section 12-2-112, is amended by adding the  
following language as a new subsection:

( ) A public auction shall be the method used to dispose of state-owned real or  
personal property. The auction shall be conducted by an auctioneer licensed by the  
Tennessee auctioneer commission; provided, that the auctioneer shall be selected  
through a competitive bid or solicitation process as determined by the procurement office  
of each respective state agency.

SECTION 3. Tennessee Code Annotated, Section 12-2-403(a), is amended by deleting  
the subdivision and substituting instead:

(a) An article of state-owned real or personal property shall be disposed of as surplus property by a public auction to be conducted by an auctioneer licensed by the Tennessee auctioneer commission, publicly advertised and held; provided, that the auctioneer shall be selected through a competitive bid or solicitation as determined by the procurement office of each respective state agency;

SECTION 4. This act shall take effect July 1, 2016, and shall apply to all state-owned property disposed of on or after the effective date of this act, the public welfare requiring it.